

**AMENDMENTS TO THE SPECIFICATION**

Please replace the paragraph appearing on page 60 of the present specification with the following:

The present invention provides a promoter responding specifically to germ infection ( i.e. germ-responsive promoter) . In preferred embodiments, the promoter is a germ-responsive promoter containing DNA comprising the PVS3 promoter region (SEQ ID NO:1) of potato plant. In other preferred embodiments, a region (SEQ ID NO:23) is important in the promoter activity.